

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S679–S751*

**Measures Introduced:** Nine bills and two resolutions were introduced, as follows: S. 2594–2602, S. Res. 444, and S. Con. Res. 65. **Page S733**

#### Measures Passed:

**Do-Not-Call Improvement Act:** Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 3541, to amend the Do-Not-Call Implementation Act to eliminate the automatic removal of telephone numbers registered on the Federal “do-not-call” registry, and the bill was then passed, clearing the measure for the President. **Pages S750–51**

#### Measures Considered:

**FISA Amendments Act:** Senate continued consideration of S. 2248, to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, taking action on the following amendments proposed thereto:

**Pages S686–714**

#### Withdrawn:

By 49 yeas and 46 nays (Vote No. 7), Cardin Amendment No. 3930 (to Amendment No. 3911), to modify the sunset provision. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, be withdrawn). **Pages S687–88, S707–10**

#### Pending:

Rockefeller/Bond Amendment No. 3911, in the nature of a substitute. **Page S688**

Whitehouse Amendment No. 3920 (to Amendment No. 3911), to provide procedures for compliance reviews. **Pages S686–87, S688**

Feingold Amendment No. 3979 (to Amendment No. 3911), to provide safeguards for communications involving persons inside the United States. **Page S688**

Feingold/Dodd Amendment No. 3915 (to Amendment No. 3911), to place flexible limits on the use of information obtained using unlawful procedures. **Page S688**

Feingold Amendment No. 3913 (to Amendment No. 3911), to prohibit reverse targeting and protect

the rights of Americans who are communicating with people abroad. **Pages S686, S688**

Feingold/Dodd Amendment No. 3912 (to Amendment No. 3911), to modify the requirements for certifications made prior to the initiation of certain acquisitions. **Page S688**

Dodd Amendment No. 3907 (to Amendment No. 3911), to strike the provisions providing immunity from civil liability to electronic communication service providers for certain assistance provided to the Government. **Page S688**

Bond/Rockefeller Modified Amendment No. 3938 (to Amendment No. 3911), to include prohibitions on the international proliferation of weapons of mass destruction in the Foreign Intelligence Surveillance Act of 1978. **Page S688**

Bond/Rockefeller Modified Amendment No. 3941 (to Amendment No. 3911), to expedite the review of challenges to directives under the Foreign Intelligence Surveillance Act of 1978. **Page S688**

Feinstein Amendment No. 3910 (to Amendment No. 3911), to provide a statement of the exclusive means by which electronic surveillance and interception of certain communications may be conducted.

**Pages S706–07**

Feinstein Amendment No. 3919 (to Amendment No. 3911), to provide for the review of certifications by the Foreign Intelligence Surveillance Court.

**Page S707**

Specter/Whitehouse Amendment No. 3927 (to Amendment No. 3911), to provide for the substitution of the United States in certain civil actions.

**Page S712**

**Recovery Rebates and Economic Stimulus for the American People Act:** Senate continued consideration of H.R. 5140, to provide economic stimulus through recovery rebates to individuals, incentives for business investment, and an increase in conforming and FHA loan limits, and taking action on the following amendments proposed thereto:

**Pages S715–25**

#### Pending:

Reid Amendment No. 3983, of a perfecting nature. **Page S715**

Reid Amendment No. 3984 (to Amendment No. 3983), to change the enactment date. **Page S715**

Motion to commit the bill to the Committee on Finance, with instructions to report back forthwith, with Reid Amendment No. 3985. **Page S715**

Reid Amendment No. 3986 (to the instructions of the Reid motion to commit), of a perfecting nature. **Page S715**

Reid Amendment No. 3987 (to Amendment No. 3986), of a perfecting nature. **Page S715**

During consideration of this measure today, Senate also took the following action:

By 58 yeas to 41 nays (Vote No. 8), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on Reid Amendment No. 3983 (listed above). **Pages S715–25**

Senator Reid entered a motion to reconsider the vote by which the motion to invoke cloture on Reid Amendment No. 3983 (listed above) failed. **Page S725**

**Message from the President:** Senate received the following message from the President of the United States:

Transmitting, pursuant to law, a report on the continuation of the national emergency that was declared with respect to the Government of Cuba's destruction of two unarmed U.S.-registered civilian aircraft; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–36)

**Pages S728–29**

**Removal of Injunction of Secrecy:** The injunction of secrecy was removed from the following treaty:

International Convention Against Doping in Sport (Treaty Doc. No. 110–14).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page S751**

**Nominations Received:** Senate received the following nominations:

Susan D. Pepler, of California, to be an Assistant Secretary of Housing and Urban Development.

Linda Thomas-Greenfield, of Louisiana, to be Ambassador to the Republic of Liberia.

Ralph E. Martinez, of Florida, to be a Member of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 2010.

A routine list in the Foreign Service. **Page S751**

**Messages from the House:** **Page S729**

**Measures Read the First Time:** **Pages S729, S751**

**Executive Communications:** **Pages S729–32**

**Executive Reports of Committees:** **Pages S732–33**

**Additional Cosponsors:** **Pages S733–34**

**Statements on Introduced Bills/Resolutions:** **Pages S734–43**

**Additional Statements:** **Pages S726–28**

**Amendments Submitted:** **Pages S743–50**

**Authorities for Committees to Meet:** **Page S750**

**Privileges of the Floor:** **Page S750**

**Record Votes:** Two record votes were taken today. (Total—8) **Pages S709–10, S725**

**Recess:** Senate convened at 9:30 a.m. and recessed at 7:32 p.m., until 10:30 a.m. on Thursday, February 7, 2008. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S751.)

## Committee Meetings

(Committees not listed did not meet)

## NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported 782 nominations in the Army, Navy, Air Force, and Marine Corps.

## DEFENSE AUTHORIZATION

*Committee on Armed Services:* Committee concluded a hearing to examine the defense authorization request for fiscal year 2009, the future years defense program, and for operations in Iraq and Afghanistan, after receiving testimony from Robert M. Gates, Secretary, Admiral Michael G. Mullen, USN, Chairman, Joint Chiefs of Staff, and Tina W. Jonas, Under Secretary (Comptroller), all of the Department of Defense.

## 2009: BUDGET

*Committee on the Budget:* Committee concluded a hearing to examine the President's fiscal year 2009 budget and revenue proposals, after receiving testimony from Henry M. Paulson, Jr., Secretary, Department of the Treasury.

## DEPARTMENT OF ENERGY BUDGET

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the President's proposed budget estimates for fiscal year 2009 for the Department of Energy, after receiving testimony from Samuel W. Bodman, Secretary of Energy.

## SURFACE TRANSPORTATION COMMISSION REPORT

*Committee on Environment and Public Works:* Committee concluded a hearing to examine perspectives